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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MEMORANDUM ENDORSED

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CONSOLIDATED EDISON COMPANY OF NEW
YORK, INC.,

Plaintiff,

-against-

ACE AMERICAN INSURANCE COMPANY,

Defendant.
-----X

Case No.: 1:21-cv-09216(GHW)

STIPULATION OF PARTIAL DISMISSAL WITHOUT PREJUDICE

IT IS HEREBY STIPULATED AND AGREED by and between the attorneys for the parties listed below that, pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, all Plaintiff's claims insofar as they seek indemnity for the underlying action, *Altagracia Ramirez v. Plover Housing Development Fund Company, Inc. et al.*, Index No. 29658/2017E in the Supreme Court, Bronx County, are dismissed without prejudice; Plaintiff's claim for declaratory judgment that Defendant is obligated to defend Plaintiff in the underlying action has already been decided by the Court.

Dated: September 13, 2023

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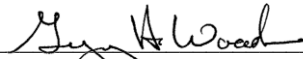
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The parties have stipulated to dismiss without prejudice Plaintiff's claims insofar as they seek indemnity for the underlying action in the Supreme Court, Bronx County.

SO ORDERED.

Dated: September 14, 2023
New York, New York



GREGORY H. WOODS
United States District Judge